

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

VANDA PHARMACEUTICALS INC.,

Plaintiff,

v.

TEVA PHARMACEUTICALS USA
INC.,

Defendant.

C.A. No. 23-152-CFC

VANDA PHARMACEUTICALS INC.,

Plaintiff,

v.

APOTEX INC. and APOTEX CORP.,

Defendants.

C.A. No. 23-153-CFC

**NOTICE OF WITHDRAWAL OF
MOTION FOR JUDGMENT ON THE PLEADINGS**

Defendants Teva Pharmaceuticals USA Inc., Apotex Inc. and Apotex Corp. (collectively, “Defendants”), hereby withdraw their Motion for Judgment on the Pleadings (C.A. No. 23-152, D.I. 85; C.A. No. 23-153, D.I. 77) as moot in light of the filing of Plaintiff’s First Amended Complaint (C.A. No. 23-152, D.I. 94; C.A. No. 23-153, D.I. 86). This withdrawal is without prejudice to Defendants’ right to

file a motion to dismiss the First Amended Complaint or a further motion for judgment on the pleadings.

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